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DOCKET NO.: S1404.70004US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Spencer
Serial No.: 10/766,298
Confirmation No.: 9344
Filed: January 27, 2004
For: SORTING PIECES OF MATERIAL BASED ON
PHOTONIC EMISSIONS RESULTING FROM MULTIPLE
SOURCES OF STIMULI

Examiner: Not yet assigned
Art Unit: 2882

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 3rd day of September, 2004.

[Handwritten signature]
Signature

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Before the first action in this application, please enter the following preliminary amendment.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this preliminary amendment.

Remarks begin on page 7 of this preliminary amendment.

09/08/2004 SSESHE1 00000007 10766298

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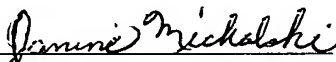
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith are the following documents:

- ☒ Preliminary Amendment
- ☒ Return Receipt Postcard

CLAIMS AS AMENDED

	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra	Rate	Addl. Fee
TOTAL CLAIMS	30	-	25	=	5 X	\$ 9.00 =	\$ 45.00
INDEP. CLAIMS	4	-	4	=	0 X	\$43.00 =	\$ 0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT							= \$ 45.00

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Art Unit: 2882

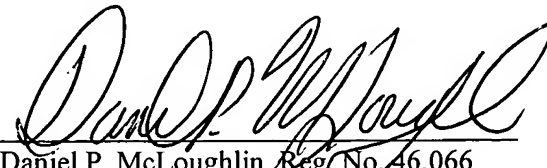
Conf. No.: 9344

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check in the amount of \$45.00 is enclosed to cover the additional claims fee. If the fee is insufficient, the balance may be charged to Deposit Account 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,
David Spencer, Applicant

By:



Daniel P. McLoughlin, Reg. No. 46,066

Wolf, Greenfield & Sacks, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2206

Telephone: (617) 646-8000

Docket No.: S1404.70004US01

Date: September 3, 2004

xNDD